

**TENNESSEE GENERAL ASSEMBLY
FISCAL REVIEW COMMITTEE**



FISCAL NOTE

SB 766 - HB 1041

March 8, 2011

SUMMARY OF BILL: Deletes all language regarding the Solid Waste Disposal Control Board, the Air Pollution Control Board, and the Water Quality Control Board and defines new requirements regarding the boards. Decreases the number of members from 11, 14, and 10, respectively, to 9 for all boards. Creates a system for the public to nominate candidates. Requires members of all three boards include the Commissioner of Health and the remaining members be appointed as follows: four by the Governor, one by the Speaker of the House, one by the Speaker of the Senate, one by the Comptroller of the Treasury, and one by the Attorney General. Prohibits an agent, employee, permit holder, contractor of the Department of Environment and Conservation, or anyone serving in the interest of a permit holder from serving on the boards. Requires the existing Solid Waste Disposal Control Board remain in place until January 15, 2012; the Air Pollution Control Board until July, 2012; and the Water Quality Control Board until September 1, 2011.

ESTIMATED FISCAL IMPACT:

Increase State Expenditures – Net Impact - \$300/FY11-12

Decrease State Expenditures – Net Impact - \$2,100/FY12-13 and Subsequent Years

Assumptions:

- According to the Department of Environment and Conservation, the change in the membership of the Water Quality Control Board will be from seven citizen members receiving per diem to eight members receiving per diem. The Board meets monthly, with an average per diem of \$50. The net increase in recurring state expenditures will be \$600 (12 meetings x \$50). The effective date of September 1, 2011, will result in an increase in state expenditures of \$450 for FY11-12.
- According to the Department of Environment and Conservation, the change in the membership of the Air Pollution Control Board will be from 12 citizen members receiving per diem to eight members receiving per diem. The Board meets monthly, with an average per diem of \$50. The decrease in recurring state expenditures beginning in FY12-13, due to a July 2012 effective date, will be \$2,400 (12 meetings x \$50 x 4 members).
- According to the Department of Environment and Conservation, the change in the membership of the Solid Waste Disposal Control Board will be from nine citizen members receiving per diem to eight members receiving per diem. The Board meets six

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times per year, with an average per diem of \$50. The decrease in recurring state expenditures will be \$300 (6 meetings x \$50). The effective date of January 15, 2011, will result in a decrease in state expenditures of \$150 for FY11-12.

- The net impact in FY11-12 will be an increase in recurring state expenditures of \$300 (\$450 - \$150).
- The net impact in FY12-13 and subsequent years will be a decrease in recurring state expenditures of \$2,100 (\$600 - \$2,400 - \$300).

CERTIFICATION:

The information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

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